

1 UNITED STATES DISTRICT COURT
2 WESTERN DISTRICT OF VIRGINIA
3 Charlottesville Division

3 UNITED STATES OF AMERICA, Criminal No. 3:16cr50008

4 Plaintiff,

5 vs.

Charlottesville, Virginia

6 JASON BRADLEY, NAYNA TAYLOR,
7 and EDWARD TAYLOR,

9:30 a.m.

8 Defendants.

June 27, 2017

9 TRANSCRIPT OF CONTINUED CROSS-EXAMINATION OF ROBERT SCHROEDER
10 BEFORE THE HONORABLE NORMAN K. MOON
11 UNITED STATES DISTRICT JUDGE, and a Jury

11 APPEARANCES:

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24 Proceedings recorded by mechanical stenography; transcript
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1 MR. NAGY: Your Honor, Mr. Cook ran to the restroom
2 about three minutes ago. He should be right back.

3 THE COURT: I just came in before the jury because
4 some of the jurors have said sitting as long as they are,
5 they're getting stiff, and they wanted to know if it was okay
6 to stand occasionally, and I told them it would be. So if
7 you see somebody stand up, don't be alarmed.

8 Are y'all ready to recall the jury?

9 MR. COOK: Yes, sir.

10 MR. HOFFMAN: We are, Your Honor.

11 (Jury returned to courtroom.)

12 THE COURT: You may be seated. Welcome back. Glad
13 to see you.

14 Mr. Cook, you may resume.

15 MR. COOK: Good morning.

16 CROSS-EXAMINATION (Continued)

17 BY MR. COOK:

18 Q. I believe you testified that in late 2011, you attended
19 an engagement party celebrating the engagement of Dave Scholz
20 and Jasmine Glover; is that correct?

21 A. Yes, it is.

22 Q. I believe you testified that that was after three or
23 maybe four purchases from Jason Bradley; is that right?

24 A. Yeah, that would be about correct.

25 Q. And that was the first time that you met Jason Bradley;

1 correct?

2 A. Correct.

3 Q. Just to be fair, at that time, you were clean-shaven; is
4 that right?

5 A. Yes, I was.

6 Q. You were clean-shaven; correct?

7 A. Yeah.

8 Q. You were in a shirt and tie?

9 A. Correct.

10 Q. You testified that you talked to Jason Bradley, but I
11 think you said he was reluctant to talk; is that right?

12 A. Reluctant, yeah. I mean, he was reclusive.

13 Q. Now, you were in a -- you testified to a limousine ride;
14 is that right?

15 A. Correct.

16 Q. Limousine took you to a club in downtown Chicago; right?

17 A. Yeah, one of a couple.

18 Q. Do you remember it was raining really hard that night?

19 A. Yes, it was.

20 Q. One of the clubs you ran into, everybody had to go to
21 the bathroom and get their shirts dried off in the dryer and
22 that sort of thing.

23 A. Yes, sir.

24 Q. And in the limo ride was, I think you said, Jason and
25 Debbie; correct?

1 A. Correct.

2 Q. Nick Purintun; correct?

3 A. I don't remember if Nick was there that night.

4 Q. Okay. Dave Scholz?

5 A. Dave.

6 Q. Jasmine Glover?

7 A. Jasmine.

8 Q. I think you said cousin or cousins of hers?

9 A. Possibly. There was people there that I wasn't too
10 familiar with -- Melissa O'Reilly, Josh Rowdybush.

11 Q. So there were at least seven or eight, nine people in
12 this limousine; is that right?

13 A. Yeah.

14 Q. You indicated that during this limousine ride that Jason
15 Bradley said something to you about liking real drugs better
16 than synthetic drugs; is that right?

17 A. We got on the topic of the synthetics. He brought up
18 that he had tried -- at the time, I would take it to be MDPV.
19 And he said that, you know, while packaging it, too, he got,
20 you know, under the influence, per se, of the chemical and
21 that he didn't like the effects, that he preferred the
22 methyllone, which is, you know, something that's considered to
23 be a substitute or something like the drug Molly, ecstasy.

24 Q. Okay.

25 Now, do you remember when you were first arrested

1 October 15th talking to Agent Smith and some others about
2 this case?

3 A. Yes.

4 Q. I think this is whenever you actually met with them,
5 like, on three different days and had plenty of time to tell
6 them about this case; right?

7 A. Yeah, I had plenty of time. There was also -- you know,
8 they were talking about a two-year span, a lot of
9 information. They're not only asking me information but
10 asking me questions to go deeper into certain things.

11 Q. But you told them about this limousine ride, didn't you?

12 A. Yes.

13 Q. You told them that you inquired of Jason Bradley, "Are
14 you the cousin from China"; is that correct?

15 A. I was already told he was the cousin from China, but
16 that was a small fact to get the conversation started. Me
17 and Jason were the only ones in the car that probably didn't
18 know too many people, so we kind of -- well, from what I take
19 of it -- took to each other.

20 Q. You told the police in October of 2015 that he denied
21 being the cousin from China; right?

22 A. At first he did, yeah.

23 Q. And you told the police -- Agent Smith -- in
24 October 2015 that based on kind of his mannerisms and the way
25 he responded to you, you believed he was lying about that;

1 correct?

2 A. Well, I knew he was the cousin because Dave had already
3 told me he was the cousin.

4 Q. I'm talking about your interview in October of 2015.

5 A. Correct.

6 Q. With Agent Smith.

7 A. Yeah.

8 Q. You told him that based on his response, you believed
9 Jason Bradley was lying about that; correct?

10 A. Lying about being what, the cousin?

11 Q. About being the cousin from China.

12 A. Yeah, because I knew he was. But, yes, that's what I
13 testified to, yes.

14 Q. And that's -- and in that October 2015 interview, you
15 didn't tell them about this conversation about being exposed
16 to the drugs; correct?

17 A. I don't recall.

18 Q. Okay. In fact, all you told the police in that
19 interview was you asked him if he was the cousin from China.
20 He denied it, and you thought he was lying; correct?

21 A. Yeah, that's fair to say.

22 Q. Okay.

23 And it was only after you realized they wanted you to go
24 after Jason that you made up this story about him, Jason,
25 having taken the drugs; correct?

1 A. No, I wouldn't say that. They asked deeper into that
2 conversation what was said.

3 Q. It was only after you knew they wanted you to go after
4 Jason Bradley that you made up this line about he prefers
5 real drugs over synthetics; right?

6 A. I would not say -- that's not my words, sir. Those are
7 yours.

8 Q. It was only after you realized they needed you to go
9 after Jason Bradley you made up this line about he was
10 packaging it, it got in the air and he felt the effects of
11 it; correct?

12 A. Again, those are not my words.

13 Q. Now, I think you testified to an order -- or some orders
14 in the spring of 2012, maybe like March; correct?

15 A. Yeah.

16 Q. Okay.

17 After that order, it's true, isn't it, that Jason
18 returned 10 or -- 10 or \$15,000 to you; correct?

19 A. Yes, yeah. There was a reimbursement of sorts.

20 Q. In fact, that order was for something like a hundred
21 thousand dollars, and y'all paid him \$130,000, roughly; is
22 that correct?

23 A. I don't know specific numbers, but, I mean, it well
24 could be. I'd have to see the numbers.

25 Q. But you remember overpaying him; correct?

1 A. Dave took care of most of that.

2 Q. Okay.

3 And you remember he tried to wire or transfer 15,000 to
4 you, and somehow the bank rejected it; correct?

5 A. I remember the payment, but I don't remember a
6 rejection, but it could have happened by different wire
7 numbers or something, yeah.

8 Q. And then Jason had to resend it again like a month or
9 two later; correct? Do you remember that?

10 A. Yeah, that's ringing a bell a little bit.

11 Q. What was going on there, isn't it, was that you and Dave
12 were ripping off Ryan Buchanan; right?

13 A. We weren't -- this goes into something a little bit
14 that's never been talked about, which is kratom. We had
15 ordered some kratom from Jason. What that was -- we told
16 Ryan it was a thousand dollars per kilogram, and it was only
17 actually, I believe, \$500 per kilogram.

18 Q. So you and Dave got money reimbursed and Ryan didn't;
19 correct?

20 A. Yeah, that's correct.

21 (Counsel conferred.)

22 MR. COOK: Heidi, I'd like to show the document to
23 the witness only, please.

24 BY MR. COOK:

25 Q. Sir, I'd like for you to silently read this portion of

1 this document. When you're done, let me know, and I'll move
2 it to a different portion.

3 A. (Witness reviewed said document.)

4 I'm done.

5 (Counsel conferred.)

6 Q. Have you read that?

7 A. Yes, sir.

8 Q. I'm going to slide it up, and there's one more.

9 A. (Witness reviewed said document.)

10 I have read that one, too.

11 MR. HOFFMAN: Your Honor, just before we continue
12 with this, while the witness is just reviewing the email, may
13 we approach briefly?

14 THE COURT: Sure.

15 (Side bar discussion held on the record.)

16 MR. HOFFMAN: I thought that we would have a little
17 more time before this issue came up, and I was going to try
18 to talk to Mr. Cook to try to learn a little more about this,
19 but as the Court knows, in this investigation, the government
20 conducted many email search warrants, and we got many
21 responses back.

22 THE COURT: Many what?

23 MR. HOFFMAN: Email search warrants.

24 Tens if not hundreds of thousands of emails.

25 THE COURT: Okay.

1 MR. HOFFMAN: This email, I don't believe came back
2 from the government. It's from an email account that we
3 searched and we -- search warrant terms were very, very
4 broad. I don't believe we received this email back.
5 Mr. Cook and I talked, and he concedes it didn't come from
6 our discovery. It comes from his own client. We can't find
7 it, so I have some significant authentication concerns about
8 it.

9 THE COURT: Okay.

10 MR. HOFFMAN: So I don't know the best way to
11 approach this, but I just wanted the Court to know that
12 Mr. Cook --

13 THE COURT: If he says he got it, that would
14 authenticate it, wouldn't it?

15 MR. HOFFMAN: I think that that would get us a long
16 way there. My only concern is we have taken the steps to
17 authenticate them through business record certifications.

18 THE COURT: His case -- he's got to authenticate it,
19 and it doesn't make any difference what you did, as long as
20 he obeys the rules of evidence.

21 MR. HOFFMAN: Sure.

22 I just don't know if simply Mr. Schroeder saying, "I
23 kind of remember this email" is enough to authenticate it.
24 That's our concern.

25 MR. COOK: Let me ask the questions.

1 MR. HOFFMAN: That's the only concern. I just want
2 to put it on the record, Your Honor. It could very well be
3 buried in one of the responses we did receive, and the
4 government just hasn't found it yet.

5 THE COURT: Just ask him if he got it. That's all.

6 MR. COOK: Thank you.

7 (Conclusion of side bar.)

8 BY MR. COOK:

9 Q. All right, sir. Without reading the contents, do you
10 recognize what this document is?

11 A. Yes.

12 Q. What sort of document is it?

13 A. It's an email from me to Jason, but the one -- the reply
14 on April 22nd is I believe to be Dave responding to him, just
15 using my email address.

16 Q. But you've seen this exchange before?

17 A. Yeah, yeah, I remember it.

18 Q. You remember this?

19 A. Yeah.

20 Q. And it accurately depicts that email exchange; is that
21 correct?

22 A. Correct.

23 MR. COOK: Judge, we would like to offer this into
24 evidence as Defendant Bradley No. 4.

25 MR. HOFFMAN: Your Honor, may I voir dire before the

1 Court makes its decision?

2 THE COURT: Yes.

3 MR. HOFFMAN: Did you just say you believe you did
4 not draft this response and that it was actually someone else
5 using your email account?

6 THE WITNESS: The response on April 22, 2012, at 9:50
7 p.m. -- I believe that was Dave because I wouldn't address
8 Mr. Bradley in a manner like that -- disrespectfully -- over
9 an email or phone call. I barely knew the guy.

10 MR. HOFFMAN: So the April 22 portion -- you do not
11 believe you wrote.

12 THE WITNESS: The April 22, but this one here from
13 Bradley to me, I read, and I know what it's about.

14 MR. HOFFMAN: Your Honor, perhaps the solution here
15 is to redact the portion he can't authenticate and let the
16 jury see the rest.

17 MR. COOK: Which date and time?

18 MR. HOFFMAN: The April 22nd, the big paragraph.

19 Mr. Schroeder, are you referring to the 9:50?

20 THE WITNESS: I'm sorry. I didn't know the question
21 was for me.

22 April 22, 2012, 9:50. "Okay."

23 MR. HOFFMAN: Don't read anymore.

24 Your Honor, our suggestion would just be that any
25 portion he cannot authenticate, just redact.

1 THE COURT: Just a minute.

2 You say you don't remember writing it but --

3 THE WITNESS: No, Your Honor, I do not.

4 THE COURT: Who else could have done it?

5 THE WITNESS: Well, Dave and Ryan both have access to
6 my email, but that would be a Dave response, because we
7 wouldn't want Ryan to know about that.

8 THE COURT: Well, it's all part of this whole thing.
9 I mean, what one said -- it's all in furtherance of the
10 alleged conspiracy, so I think what one says -- it's all part
11 and parcel of the same conspiracy.

12 MR. HOFFMAN: That's true, Your Honor, but as the
13 Court knows, the coconspirator statements can't be admitted
14 in through the defense, through a government witness. It has
15 to come in through their witness. That's our only concern,
16 Judge. We'll defer to the Court.

17 THE COURT: There's no objection, so let's proceed.

18 (Defendant Bradley Exhibit No. 1 was marked for
19 identification and admitted into evidence).

20 BY MR. COOK:

21 Q. I'd like to publish to the jury, please.

22 All right, sir. If you would read the text of the email
23 there at the bottom that starts with "okay" that you said was
24 written by Dave Scholz, probably; is that right?

25 A. I believe it was. Yes, I'll read it.

1 "Okay. Wasn't sure if this email was still valid. So
2 what's the deal then? When can we expect a wire? You snap
3 off when your money is not there, and we jump hoops to get it
4 to you. I would like the same respect from you. I'll pay
5 for your trip back."

6 Q. And is this the money that you just testified about that
7 was to be wired to you and to Dave Scholz, from Jason?

8 A. Yes, correct.

9 Q. And he wasn't coming through fast enough for Dave,
10 apparently; correct?

11 A. Dave or I. I mean, I believe Dave wrote it. I don't
12 think I would mouth off to the man that's making me money.

13 Q. Now, then, there appears above there to be a reply from
14 jason@guardianimporting.com to artisticoverlay@gmail.com.

15 A. That wouldn't be a reply. The, "Okay, wasn't sure" was
16 the reply to the email on April 22, 2012, at 10:12 a.m. The
17 other one is April 22, 2012, at 9:50 p.m.

18 Q. Can you read what jason@guardianimporting.com wrote?

19 A. "The money is sitting in a country that I won't be back
20 to in the foreseeable future, and they don't allow
21 international wire transfers online. I have to walk into the
22 branch. I'll be gone for the next month so a trip back, even
23 if you pay for a trip, it's not an option until after. Let's
24 not forget, bud, I didn't ask for you to send the money to me
25 to cheat your partner. I'm doing you and Dave a favor by

1 accepting and sending back to your personal accounts. And
2 every time I required payment was because payment was due on
3 an order that was placed and delivered, not for anyone doing
4 me a favor. So let's not act like it's the same thing. Your
5 money is sitting there, and when I get back from vacation in
6 the end of May, if you want to pay the thousand dollars for
7 me to fly there and stay to do another transfer, then I'll be
8 happy to do so. Otherwise, you will have to wait until I go
9 back for another reason to do the transfer."

10 Sorry for my reading.

11 Q. That's fine.

12 So when it says, "Let's not forget, bud, I didn't ask
13 you to send that money to me to cheat your partner," he's
14 talking about cheating Ryan Buchanan; correct?

15 A. Yeah. At the time, me and Dave had thought Ryan was
16 cheating us. He was getting direct wires into his personal
17 account, so what we did to counteract that was we tried doing
18 this here.

19 Q. Then, at the top of this email chain is, "K. Thanks for
20 quick response."

21 Do you think that was written by you or by Dave?

22 A. I'm not sure. That's how Dave -- that's how he texted,
23 was "K." But I mean, I might have picked up on that, too.

24 What time in the morning -- that's April 22nd at 7:31.

25 Q. 7:31 p.m.?

1 A. Yeah -- I'm not sure.

2 Q. Thank you.

3 I believe you testified about a visit to a Chicago
4 apartment building, high rise building, where you -- I
5 believe you said you handed \$30,000 in cash to Jason Bradley;
6 is that right?

7 A. Yes.

8 Q. Did you count that, or did Dave count that and hand it
9 to you?

10 A. Me and Dave contributed both, so we counted our portions
11 and put it in the bag.

12 Q. From that point forward through 2012, you had no more
13 dealings with Jason Bradley; is that right?

14 A. No, I did not.

15 Q. And then, the next year, 2013, you had no dealings with
16 Jason Bradley; is that correct?

17 A. Unless Dave's wedding was then. I can't remember
18 offhand, but I didn't see Jason for a while.

19 Q. I'm sorry. It was an unfair question.

20 In 2013, you had no business dealings with Jason
21 Bradley; is that correct?

22 A. Correct.

23 Q. And then, in 2014, until the meeting in the debt
24 collection office late in the year, you had no business
25 dealings with Jason Bradley; is that correct?

1 A. Correct.

2 Q. Now, during that period of time, you continued to have
3 customers; right?

4 A. I had a small customer base, yes.

5 Q. Justin Johnson?

6 A. Justin Johnson, here and there.

7 Q. He was getting bulk? He was buying bulk from you; is
8 that right?

9 A. He was buying bulk, yeah. That goes all the way back to
10 Bonsai.

11 Q. BJ was buying bulk from you; is that right?

12 A. "BJ"?

13 Q. I'm sorry. RJ.

14 A. RJ was buying bulk, yeah. That goes back to Bonsai.

15 Q. But through 2013, early 2014, both those guys are buying
16 from you?

17 A. 2013. 2014, not so much.

18 Q. But some.

19 A. Maybe an order.

20 Q. All right. Now, I believe you testified to an event in
21 2012 -- I'm sorry. I'm skipping back. I skipped something I
22 want to go back to.

23 You testified you met Jason Bradley. You were each in a
24 car on a street in Chicago. Do you remember testifying to
25 that?

1 A. Yeah. I testified --

2 Q. I believe you testified that you were the passenger in
3 the car; is that right?

4 A. I was the passenger in the car, yes.

5 Q. And was Scholz driving the car?

6 A. Correct.

7 Q. You didn't have a driver's license at this time;
8 correct?

9 A. Correct.

10 Q. And you testified yesterday or Friday -- I think
11 yesterday -- that you handed the money out the window to
12 Jason Bradley; is that right?

13 A. Correct. That was the money owed from the Atlanta trip.
14 That was late 2012.

15 Q. So now you've totally fabricated that story, haven't
16 you?

17 A. No, I have not.

18 Q. Do you remember talking to Special Agent Smith about
19 that story?

20 A. Yeah. I mean, I talked to Mr. Smith plenty of times. I
21 mean --

22 Q. Let me ask you this. On the Chicago street, you all
23 were driving in opposite directions; correct?

24 A. It would have been -- yeah. It might have been a
25 one-way street. I don't know. There are lots of those in

1 Chicago.

2 Q. You told Special Agent Smith you were driving in
3 opposite directions; correct?

4 A. We met on a side street. I mean, I guess it could have
5 been opposite directions. It could have been we pulled up --

6 Q. You told Agent Smith that Scholz handed the money out
7 the driver's side; correct?

8 A. Scholz handed the money out -- he could have. I was
9 pretty sure I handed him the money.

10 Q. You really don't even remember this incident, do you?

11 A. I remember it pretty well but not the specifics. It was
12 just a quick meeting. He was in a Mazarati, nice car, I
13 remember.

14 Q. You leaned out the passenger window, and Dave handed it
15 out the driver window. Is that what you're testifying to?

16 A. I'm saying it may have been misunderstood. I mean, I
17 can't, per se -- all I know is we transferred money, whether
18 it be Dave or me.

19 Q. All you can testify to is you transferred money; right?

20 A. I remember giving the money.

21 Q. All right.

22 A. It was in a makeup bag. He was in a Mazarati. The
23 specific details of one-way streets or driving up, I can't
24 remember. I know it was a quick exchange.

25 Q. Or whether you handed the money out the window to some

1 guy in a Mazarati or Scholz handed the money out the window
2 to some guy in a Mazarati?

3 A. It wasn't "some guy." I saw his face.

4 Q. But you're testifying here today you don't know if you
5 handed it out the passenger side window or Scholz handed it
6 out the driver side window?

7 A. I'm pretty sure I passed the money. Me and Dave were --
8 not that this is an excuse, but we were stoners, and we had
9 smoked pot all the time while driving around.

10 Q. Do you remember seeing Jason Bradley at Dave Scholz's
11 wedding?

12 A. Yes, I do.

13 Q. And you briefly asked him something like, "Are you
14 selling anything right now," and he said no; is that right?

15 A. Correct.

16 Q. I want to fast forward to October-ish -- fall, early
17 winter of 2014, okay, and the meeting you testified that
18 occurred in a debt collection office. Do you remember that?

19 A. Yes.

20 Q. As far as you know, that meeting was set up by Dave and
21 Debbie; correct?

22 A. I mean, I don't know who did the communication, but it
23 had to be Dave or Debbie.

24 Q. You were aware Jason Bradley had been out of selling
25 these chemicals for a long time -- for a couple years; right?

1 A. I believe he was, yeah. I don't know.

2 Q. I'm sorry?

3 A. I don't know what he was doing in the last. I know he
4 was running a debt collection business. I didn't have a
5 personal relationship with him like that.

6 Q. You went in and asked about chemicals; correct?

7 A. Me and Dave did, yeah.

8 Q. And Jason didn't have really any current pricing or
9 current products or supply lists; right?

10 A. Correct.

11 Q. And the result of that meeting was that he would reach
12 out and get an updated price list; correct?

13 A. Not even updated. I mean, he was going to see if it was
14 even possible, you know, to get in contact with his
15 interpreter.

16 Q. So he wasn't even sure if he could get in contact with
17 her; right?

18 A. Correct.

19 Q. And you and Dave were supposed to leave that meeting and
20 research the law and see what the current status of things on
21 different chemicals were; correct?

22 A. I mean -- no, we were researching the law over there
23 with Jason.

24 Q. Okay.

25 At that meeting, you asked about a-PVP; correct?

1 A. Correct.

2 Q. And Jason told you no, it's now banned; correct?

3 A. No. That was methylone.

4 Q. Was methylone part of the debt collection meeting, or
5 was that part of the later apartment meeting?

6 A. I think that actually was the apartment meeting.

7 Q. Okay. At the debt collection office meeting, do you
8 recall Jason telling you that you couldn't do a-PVP because
9 it's now banned?

10 A. I don't recall that.

11 Q. Okay.

12 At the debt collection office meeting, it was you and
13 Dave and Jason that were present; correct?

14 A. Yeah. Deborah was there as well. She was running
15 around doing like --

16 Q. She wasn't part of the conversation; correct?

17 A. No.

18 Q. And this was late in the evening, I think you testified
19 to, or something like that?

20 A. Yes, it was.

21 Q. Okay.

22 Now, I think you testified, too, and there was a
23 recording about you being a wannabe Jason. Do you remember
24 that phone conversation?

25 A. Yeah. We listened to that yesterday.

1 Q. Correct. And what that means is your perception of
2 Jason was he was always kind of researching the law to see
3 what was legal and what wasn't; correct?

4 A. Well, yeah. By that phone conversation, I meant more
5 into going to research court cases and people's background
6 and so forth and so on.

7 Q. I think you talked about transcripts yesterday --
8 reading transcripts?

9 A. Yeah.

10 Q. Where do you get transcripts of court testimony online?

11 A. It was an Ohio case, and I don't know -- I don't know if
12 it was what you call transcripts but court records, like
13 people filing motions. You could see every lawyer's -- what
14 actions he was taking.

15 Q. So it wasn't testimony of witnesses that you were
16 reading.

17 A. I don't think the case made it that far. I think it got
18 thrown out of court.

19 Q. So you're looking at Ohio State cases that were getting
20 thrown out on this issue of controlled substances; right?

21 A. Correct.

22 Q. So it was sometime later, let's say a week or two or
23 three weeks later. You end up at Jason's apartment; is that
24 right?

25 A. About two weeks. Two to three weeks, yeah. That's

1 fair.

2 Q. This is a different apartment than the one from summer
3 of 2012; is that right?

4 A. Yeah. Every time he seemed to have a different place he
5 stayed at.

6 Q. And at this time, he had in his possession a very long
7 list of chemicals; correct? Did you see that?

8 A. I remember, like, a list of five.

9 Q. You don't remember, like, a list of 20 or so that you
10 all reviewed together?

11 A. I mean, it could have been, yeah.

12 Q. And from that list, do you recall requesting a couple
13 cannabinoids, synthetic marijuana-type stuff?

14 A. Yeah. We were looking back into that, yeah.

15 Q. And do you recall requesting a very long name that has
16 the short name a-PHP?

17 A. I could have put that down, because that's one of the
18 things I was trying to get.

19 Q. Do you recall Jason not being sure what the substance
20 was and writing it at the bottom of the list?

21 A. Do I recall that?

22 Q. Uh-huh.

23 A. No.

24 Q. And this is the conversation when Dave -- I think it was
25 Dave that mentioned methylone; correct?

1 A. Yeah. We wanted methylone, yeah, but that was already
2 known at the debt collection. He said now that he reached
3 out to his people and that methylone was no longer being made
4 in China.

5 Q. Because it was banned?

6 A. Yeah, it was even banned in China, supposedly. I'm
7 not --

8 Q. During this meeting at the apartment, pentylone was not
9 mentioned; correct?

10 A. A substitute to methylone, I believe, was mentioned.

11 Q. Was the word "pentylone mentioned?

12 A. Pentylone, butylone, one of those two. Just the
13 derivative of methylone.

14 Q. Was it at that meeting or was it later that Jason
15 Bradley told you guys that you couldn't get a-PHP because it
16 was essentially a-PVP?

17 A. I don't remember that conversation.

18 Q. You don't remember that conversation.

19 A. No. He might have communicated that with Dave, but he
20 didn't communicate that with me.

21 Q. It was probably later, after the meeting communicating
22 it with Dave?

23 A. Yeah. From my understanding, we were getting -- and at
24 this time, I don't know the legality, but we were to get
25 a-PVP because that's what this client that we were even

1 basically doing this order for wanted.

2 Q. So when you left that meeting at the apartment, no money
3 had been paid to Jason Bradley; is that correct?

4 A. No. There was \$1,200 paid at that time.

5 Q. How was that paid?

6 A. In cash.

7 Q. When you left that meeting, it was still up in the air
8 as to whether you were going to get anything and what you
9 were going to get; correct?

10 A. No. After the meeting at his condo, we were -- the
11 process was -- had the steps. That's why we had to pay the
12 \$1,200 for his visa to go from -- I believe it's Hong Kong to
13 Shenzhen. It was -- there's a visa fee.

14 Q. Now, here at trial is the first time you've mentioned to
15 the government this visa fee, isn't it?

16 A. No, I mentioned that before.

17 Q. Now, you also told Agent Smith that you left that
18 meeting having ordered a-PHP; correct?

19 A. That I -- I don't remember testifying to that, no.

20 Q. Now, at some point a couple months later, y'all get two
21 packages; correct?

22 A. I believe it was the end of December, beginning of
23 January, yeah. We got two or three packages.

24 Q. One went to Dave's mom's house; correct?

25 A. I believe so.

1 Q. And one went to your UPS store address; correct?

2 A. No, I never received any of the packages. Dave received
3 all these packages.

4 Q. Now --

5 A. I know he had one sent to his Uncle Lane, who he called
6 Weezy.

7 Q. Do you remember in October 2015 when you first sat down
8 with Agent Smith -- do you remember asking him if two boxes
9 were seized in China or Hong Kong?

10 A. Did I ask --

11 Q. Uh-huh.

12 A. -- Mr. Smith that? This is the only thing I said was --
13 "You guys might have had the packages."

14 Q. Do you remember Agent Smith asking you: "What's inside
15 those packages?" Do you remember him asking you that?

16 A. I mean, he could have. I mean, I answered so many
17 questions of these people, I can't remember them all.

18 Q. Do you remember telling him what you thought was inside
19 was meth something?

20 A. I don't remember "meth something." That's -- I don't
21 think I would answer that like that. It sounds like it's
22 crystal meth or something.

23 Q. Do you remember telling him that you thought it might be
24 a legal version of methyllone?

25 A. Yeah, yeah. I very well could have said that.

1 Q. You didn't tell him in that October 2015 series of
2 meetings that it was a-PVP, did you?

3 A. I mean, this goes on to yesterday. I never got the
4 stuff. I didn't even know what we had when I did get it, so
5 how am I to attest to that?

6 Q. And you didn't tell him that a-PVP was written on the
7 packaging, did you?

8 A. The one that we got, you're talking about?

9 Q. Yes.

10 A. I don't know. I mean, if it wasn't asked, I'm not
11 telling. I mean, it's a debriefing, you know. There's so
12 much going on. He's asking me questions. Then there's other
13 gentlemen there. There was a lady there asking me questions.
14 There's a lot going on, you know. It's kind of all over the
15 place. So.

16 Q. The first package you all received as far as you know
17 was packaged in a nail dryer; correct? In that -- still
18 talking about these two shipments?

19 A. Yeah. There was a nail dryer that we got that Dave came
20 by with, and there was makeup bags.

21 Q. So after the nail dryer, there was a makeup bag
22 shipment; correct?

23 A. Correct.

24 Q. Let's talk about the nail dryer shipment first. Do you
25 recall telling Agent Smith in October of 2015 that in one box

1 was two different substances: A 1200-gram synthetic
2 methyllone replacement -- do you remember that?

3 A. Yeah. That's quote/unquote "the bunk," but I thought it
4 was 1800 grams. I don't remember 1200.

5 Q. So you're saying it's "bunk" because it was -- it wasn't
6 very effective, was it?

7 A. No, it wasn't. No.

8 Q. I believe you said that you used some of it, and it felt
9 like Adderall?

10 A. Yeah. I believe I would attest to that, yeah.

11 Q. Also in that package was another about 400 grams of a
12 substance packaged separately; correct?

13 A. Yeah, the one that had a-PVP written on it.

14 Q. And October 15th, you told Agent Smith that you believed
15 that to be a-PHP; correct?

16 A. Mr. Smith might have written it like that, but I believe
17 I told him it was a-PVP. All we're missing is an H and a P.
18 I mumble when I talk, so it could have been misentered.

19 Q. And you ended up using the bunk as cut, I think you
20 said; right?

21 A. Yes, we did. Yeah.

22 Q. Then, after the nail dryer package, you got a makeup bag
23 package; correct?

24 A. Correct.

25 Q. Do you recall telling Agent Smith that there were two

1 different substances -- chemicals, substances in there? One
2 was about 500 grams of the bunk; correct?

3 A. Yeah.

4 Q. And one was about 500 grams that you believed to be
5 a-PHP; correct?

6 A. I mean, I don't remember this a-PHP. You know, there
7 was a lot of questioning going on. They were asking me a lot
8 about these chemicals. To me, these chemicals are letters,
9 you know.

10 Q. Also in that interview, you told Agent Smith, "I don't
11 believe it was a-PVP, because a-PVP was illegal, and Bradley
12 wouldn't send it if it was illegal"? Does that sound about
13 right?

14 A. I'd have to see his notes, but from what I remember, it
15 was a-PVP.

16 Q. In that October 2015 series of interviews with Agent
17 Smith, you never told him that the Hong Kong shipment was
18 a-PVP; is that correct?

19 A. I mean -- the Hong Kong shipment -- which one are you
20 talking about? There are like three of these things that are
21 supposedly seized, so I don't know.

22 Q. This shipment that was ordered --

23 A. That Dave received.

24 Q. -- in the debt collection and then the apartment
25 conversation and then arrived in late December, January and

1 some was seized. So that whole transaction. You never told
2 Agent Smith that you expected that to be a-PVP; correct?

3 A. That I never expected that to be a-PVP -- no. I thought
4 it was a-PVP.

5 Q. Also in that series of interviews, you never mentioned
6 the word pentylone, did you?

7 A. I -- I mean, I can't remember if I did or not. You're
8 talking about three days of questions, you know. I don't
9 know, you know.

10 Q. Those names were supplied to you later by the police,
11 weren't they?

12 A. No, I knew those names before that.

13 Q. But in relation to this shipment -- in relation to this
14 shipment, those names were provided to you by law
15 enforcement; is that right?

16 A. They never provided. I saw some of the discovery.

17 Q. Okay. So you got the name from discovery; is that
18 right?

19 A. No, that's not right. I knew those names even before.
20 This is back in 2013. I knew what those were.

21 Q. I'm not saying you learned the names. I'm saying that
22 you applied those names to this shipment only after you read
23 it in discovery. Is that correct?

24 A. No. I mean, I wouldn't say that. No.

25 Q. You understand that you need to say these things in

1 order to get your sentence reduction motion; correct?

2 A. No, I don't. I mean, under the Analogue Act, I mean,
3 you know, if it acts like and looks like, it is.

4 Q. All right.

5 Do you remember telling your mom on the phone that half
6 the things you told the police are lies?

7 A. No, I never said that. I said that I will say that if I
8 have to.

9 Q. Do you remember telling your mom that what you told the
10 police is literally made up, fabricated?

11 A. No, I don't remember that. I'd have to hear that.

12 Q. Do you remember telling your mom: "I'm not testifying
13 unless they guarantee me that I'm getting out of jail"?

14 A. I know that ain't going to happen, so I'd have to hear
15 that one.

16 Q. Do you remember telling her: "They'll ask were you
17 promised anything by the government, and I got to say no"?

18 A. I haven't been promised anything, I mean.

19 Q. Were you promised anything by the government?

20 A. Not at all, no. I mean, a lot of these phone calls, I'd
21 be venting, but I can't even attest to those phone
22 conversations. I'd have to hear those, and maybe I can
23 explain a little bit better, but maybe you're misinterpreting
24 my anger for different things.

25 Q. Last Thursday, some people came and visited you at jail

1 and played some of these tapes; is that right?

2 A. Yeah.

3 Q. Just last Thursday, just a couple days ago; correct?

4 A. Yeah. It wasn't any of those -- I mean, to that nature,
5 but --

6 Q. How many phone calls did they play for you?

7 A. Three.

8 Q. Did they tell you why they were playing them for you?

9 A. They said, you know, just, you know, "Why is this --
10 what does this mean? What does this mean to you?"

11 Q. Who came and played these tapes for you?

12 A. Grayson, Rob -- I'm drawing a blank.

13 Q. The guy on the left.

14 A. The guy on the left.

15 Q. Three people here in the courtroom came and played some
16 tapes for you and asked you to explain them?

17 A. Ross.

18 Q. They played some tapes of you talking to your mom;
19 right?

20 A. Yeah.

21 Q. And they helped you -- what -- figure out how to explain
22 them?

23 A. No. They asked me what they were about, why -- they
24 said, you know -- I said, "Well if I have to, I mean, you
25 know, if I feel comfortable. If I don't feel comfortable --

1 and you know, I would say that everything I said was a big
2 lie." But I mean, obviously it's not because, you know, my,
3 you know -- my proffer sessions have been, you know, things
4 that have been, you know -- I let it all out before I even
5 knew what was all out there that the government even had
6 because that's what my attorney told me to do.

7 Q. Did you ever tell your mom that your attorney forced you
8 to sign your plea agreement?

9 A. I don't remember saying "forced," but I felt at the time
10 that I was -- again, I didn't know how much the government
11 had. My lawyer had said he had reviewed this, but I had
12 never seen it for my own eyes, so there's times I feel -- and
13 this happens in court cases -- that your lawyer is working
14 with the government.

15 Q. Uh-huh.

16 A. And, you know, I felt that I was, you know, owning up to
17 too much weight.

18 Q. Do you remember telling your mom, "I pled guilty to
19 something I'm not even guilty of"?

20 A. I'm sure I said that.

21 Q. All right.

22 So, Modern Day Prophets was an agreement between you and
23 Schroeder -- I'm sorry -- you and Scholz and Buchanan;
24 correct?

25 A. Yes.

1 Q. It was a company on paper; right?

2 A. Yes.

3 Q. The three of you had access to bank accounts; correct?

4 A. Yes.

5 Q. You split the profits; correct?

6 A. Correct.

7 Q. You made the decisions together; correct?

8 A. Correct.

9 Q. And you did the work, too -- the packaging and
10 distribution. You did the work of that agreement; correct?

11 A. I didn't do too much packaging. Neither did Ryan.

12 Q. But you were on the sales end; correct?

13 A. Yes.

14 Q. Later, Nick Purintun and Brian Lister joined that
15 agreement; correct?

16 A. Yeah. They were salesmen for Modern Day Prophet.

17 Q. Now, let's talk about, just roughly speaking, the
18 pricing. I think you testified that Jason was charging you
19 3,000 a kilogram there at the beginning for product?

20 A. Yeah.

21 Q. About \$3,000 a kilogram?

22 A. (Indicating yes.)

23 Q. You assume, don't you, that he had to buy the product to
24 begin with; correct?

25 A. Yes.

1 Q. And he had to pay for shipping; correct?

2 A. He had to pay for all that; correct.

3 Q. So that's not 3,000 profit to him, but that's the price
4 you paid for the product; right?

5 A. Correct.

6 Q. I believe you testified yesterday that you were charging
7 customers around \$10 per 500 milligrams; correct?

8 A. Correct.

9 Q. So if I'm doing my math properly, that's about \$20,000
10 for a kilogram; correct?

11 A. Correct.

12 Q. And that's not counting any cut you add in. So if you
13 can add in some cut, you can get even more than that out of a
14 kilogram of product; correct?

15 A. Correct.

16 Q. So that \$20,000-plus is, after you've paid Jason, down
17 to \$17,000-plus. That's the profit that you guys split;
18 correct?

19 A. Well, there's the -- I mean, there's other costs that go
20 into it. You have to buy the packaging.

21 Q. You might pay some employees for packaging?

22 A. Correct. Now we bought the insurance from Jason, too.

23 So the 3,000 -- it would be up to 4,000. But if we bought X
24 amount, 10 kilograms, the price would drop, and it would be,
25 with the insurance, down to about 35.

1 Q. And that would be more profit to you once he dropped the
2 price down; correct?

3 A. Yeah; correct.

4 Q. You didn't pass that price break on to your customers,
5 did you?

6 A. Some customers I took over from Bonsai, and we were
7 competing for the same customer. We were price-fighting for
8 them, so they were at low as 7 or \$8. But that's not here or
9 there.

10 Q. Now, this profit, whatever you guys split up, was
11 between whoever was in Modern Day Prophets at the time;
12 right? You didn't share that with Jason.

13 A. No.

14 Q. Jason got paid for his product; right? For his
15 services?

16 A. Yeah.

17 Q. You know, if there was a month went by, for example,
18 where he didn't make a sale, he didn't get any money;
19 correct?

20 A. Correct.

21 Q. Okay. Now, so he was essentially a vendor for your
22 company; correct? He was a seller.

23 A. Yeah, he was the connection.

24 Q. He was a seller, and y'all were the buyer; correct?

25 A. Yeah.

1 MR. COOK: That's all the questions I have. Thank
2 you.

3 (Conclusion of all cross-examination of this
4 witness.)

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EXHIBIT NO.MarkedAdmitted

Deft. Bradley No. 1

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"I certify that the foregoing is a correct transcript from
the record of proceedings in the above-entitled matter.